

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

SCOTT EVERETT PAYNTER,

Petitioner,

v.

CASE NO. 2:13-CV-10460  
HONORABLE GERALD E. ROSEN

MARY K. BERGHUIS,

Respondent.

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**JUDGMENT**

The above-entitled matter having come before the Court on a petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2254, the Honorable Gerald E. Rosen, Chief United States District Judge, presiding, and in accordance with the Opinion and Order entered on this date;

**IT IS ORDERED AND ADJUDGED** that the petition for a writ of habeas corpus is **DISMISSED WITHOUT PREJUDICE.**

s/Gerald E. Rosen  
Chief Judge, United States District Court

Dated: April 11, 2013

I hereby certify that a copy of the foregoing document was served upon the parties and/or counsel of record on April 11, 2013, by electronic and/or ordinary mail.

s/Julie Owens  
Case Manager, (313) 234-5135